

LEGISLATURE OF NEBRASKA
NINETY-SEVENTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 148

Introduced by Vrtiska, 1

Read first time January 4, 2001

Committee: Transportation and Telecommunications

A BILL

1 FOR AN ACT relating to motor vehicle registration; to amend
2 sections 60-108, 60-117, 60-305.04, 60-310, 60-311.03,
3 60-311.04, 60-311.05, 60-311.08, 60-311.09, 60-311.12,
4 60-311.13, 60-311.16, 60-311.21, 60-311.25, 60-315,
5 60-320, 60-321, 60-323, 60-324, 60-331, 60-331.03,
6 60-334, 60-345, 60-683, 60-1306, and 81-2005, Reissue
7 Revised Statutes of Nebraska, and sections 18-1736,
8 18-1737, 60-301, 60-304, 60-305.16, 60-311, 60-311.02,
9 60-311.14, 60-311.23, 60-315.01, 60-335, 60-1901,
10 60-1902, 60-1903, and 60-1908, Revised Statutes
11 Supplement, 2000; to provide for one license plate and In
12 Transit decal per vehicle; to change provisions relating
13 to license plates; to harmonize provisions; to provide an
14 operative date; and to repeal the original sections.
15 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 18-1736, Revised Statutes Supplement,
2 2000, is amended to read:

3 18-1736. (1) A city or village may designate parking
4 spaces for the exclusive use of (a) handicapped or disabled persons
5 whose motor vehicles display the distinguishing license ~~plates~~
6 plate issued to a handicapped or disabled ~~persons~~ person pursuant
7 to section 60-311.14, (b) handicapped or disabled persons whose
8 motor vehicles display a distinguishing license plate issued to a
9 handicapped or disabled person by another state, (c) such other
10 handicapped or disabled persons or temporarily handicapped or
11 disabled persons, as certified by the city or village, whose motor
12 vehicles display the permit specified in section 18-1739, and (d)
13 such other motor vehicles, as certified by the city or village,
14 which display the permit specified in section 18-1739. All such
15 permits shall be displayed by hanging the permit from the motor
16 vehicle's rearview mirror so as to be clearly visible through the
17 front windshield. The permit shall be displayed on the dashboard
18 only when there is no rearview mirror.

19 (2) If a city or village so designates a parking space,
20 it shall be indicated by posting aboveground and immediately
21 adjacent to and visible from each space a sign as described in
22 section 18-1737. In addition to such sign, the space may also be
23 indicated by blue paint on the curb or edge of the paved portion of
24 the street adjacent to the space.

25 Sec. 2. Section 18-1737, Revised Statutes Supplement,
26 2000, is amended to read:

27 18-1737. (1) Any city or village, any state agency, and
28 any person in lawful possession of any offstreet parking facility

1 may designate stalls or spaces in such facility owned or operated
2 by the city, village, state agency, or person for the exclusive use
3 of handicapped or disabled persons whose motor vehicles display the
4 distinguishing license plates issued to such individuals pursuant
5 to section 60-311.14, such other handicapped or disabled persons or
6 temporarily handicapped or disabled persons, as certified by the
7 city or village, whose motor vehicles display the permit specified
8 in section 18-1739, and such other motor vehicles, as certified by
9 the city or village, which display such permit. Such designation
10 shall be made by posting aboveground and immediately adjacent to
11 and visible from each stall or space a sign which is in conformance
12 with the Manual on Uniform Traffic Control Devices adopted pursuant
13 to section 60-6,118.

14 (2) The owner or person in lawful possession of an
15 offstreet parking facility, after notifying the police or sheriff's
16 department, as the case may be, and any city, village, or state
17 agency providing onstreet parking or owning, operating, or
18 providing an offstreet parking facility may cause the removal, from
19 a stall or space designated exclusively for handicapped or disabled
20 persons or temporarily handicapped or disabled persons or motor
21 vehicles for the transportation of handicapped or disabled persons
22 or temporarily handicapped or disabled persons, of any vehicle not
23 displaying the proper permit or the distinguishing license ~~plates~~
24 plate specified in this section if there is posted aboveground and
25 immediately adjacent to and visible from such stall or space a sign
26 which clearly and conspicuously states the area so designated as a
27 tow-in zone.

28 (3) A person who parks a vehicle in any onstreet parking

1 space which has been designated exclusively for handicapped or
2 disabled persons or temporarily handicapped or disabled persons or
3 motor vehicles for the transportation of handicapped or disabled
4 persons or temporarily handicapped or disabled persons, or in any
5 so exclusively designated parking space in any offstreet parking
6 facility, without properly displaying the proper permit or when the
7 handicapped or disabled person to whom or for whom, as the case may
8 be, the license plate or permit is issued will not enter or exit
9 the vehicle while it is parked in the designated space shall be
10 guilty of a handicapped parking infraction as defined in section
11 18-1741.01 and shall be subject to the penalties and procedures set
12 forth in sections 18-1741.01 to 18-1741.07. The display on a motor
13 vehicle of a distinguishing license plate or permit issued to a
14 handicapped or disabled person by and under the duly constituted
15 authority of another state shall constitute a full and complete
16 defense in any action for a handicapped parking infraction as
17 defined in section 18-1741.01. If the identity of the person who
18 parked the vehicle in violation of this section cannot be readily
19 determined, the owner or person in whose name the vehicle is
20 registered shall be held prima facie responsible for such violation
21 and shall be guilty and subject to the penalties and procedures
22 described in this section. In the case of a privately owned
23 offstreet parking facility, a city or village shall not require the
24 owner or person in lawful possession of such facility to inform the
25 city or village of a violation of this section prior to the city or
26 village issuing the violator a handicapped parking infraction
27 citation.

28 (4) For purposes of this section and section 18-1741.01,

1 state agency means any division, department, board, bureau,
2 commission, or agency of the State of Nebraska created by the
3 Constitution of Nebraska or established by act of the Legislature,
4 including the University of Nebraska and the Nebraska state
5 colleges, when the entity owns, leases, controls, or manages
6 property which includes offstreet parking facilities.

7 Sec. 3. Section 60-108, Reissue Revised Statutes of
8 Nebraska, is amended to read:

9 60-108. (1) The Department of Motor Vehicles shall adopt
10 and promulgate rules and regulations to insure uniform and orderly
11 operation of Chapter 60, article 1, and the county clerks of all
12 counties shall conform to such rules and regulations and act at the
13 direction of the department. The department shall also provide the
14 county clerks with the necessary training for the proper
15 administration of Chapter 60, article 1. The department shall
16 receive and file in its office all instruments forwarded to it by
17 the county clerks under Chapter 60, article 1, and shall maintain
18 indices covering the state at large for the instruments so filed.
19 These indices shall be by motor number or by an identification
20 number as provided for in section 60-302 and alphabetically by the
21 owner's name and shall be for the state at large and not for
22 individual counties. The department shall provide and furnish the
23 forms required by section 60-114, except manufacturers' or
24 importers' certificates.

25 (2) The department shall check with its records all
26 duplicate certificates of title received from the county clerks.
27 If it appears that a certificate of title has been improperly
28 issued, the department shall cancel the same. Upon cancellation of

1 any certificate of title, the department shall notify the county
2 clerk who issued the same, and such county clerk shall thereupon
3 enter the cancellation upon his or her records. The department
4 shall also notify the person to whom such certificate of title was
5 issued, as well as any lienholders appearing thereon, of the
6 cancellation and shall demand the surrender of such certificate of
7 title, but the cancellation shall not affect the validity of any
8 lien noted thereon. The holder of such certificate of title shall
9 return the same to the department forthwith. If a certificate of
10 registration has been issued to the holder of a certificate of
11 title so canceled, the department shall immediately cancel the same
12 and demand the return of such certificate of registration and
13 license ~~plates or tags~~ plate or tag, and the holder of such
14 certificate of registration and license ~~plates or tags~~ plate or tag
15 shall return the same to the department forthwith.

16 (3) The county clerk shall keep on hand a sufficient
17 supply of blank forms which, except certificate of title and forms,
18 shall be furnished and distributed without charge to manufacturers,
19 licensed dealers, or other persons residing within the county.

20 (4) If a county board consolidates services under the
21 office of a designated county official other than the county clerk
22 pursuant to section 23-186, the designated county official shall
23 conform to the applicable rules and regulations of the department,
24 shall take the training provided by the department, and shall keep
25 on hand a sufficient supply of blank forms which, except for
26 certificate of title and forms, shall be furnished and distributed
27 without charge to manufacturers, licensed dealers, or other persons
28 residing within the county.

1 Sec. 4. Section 60-117, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-117. (1) Whoever shall, except as otherwise provided
4 for in sections 60-102 to 60-130, operate in this state a motor
5 vehicle for which a certificate of title is required without having
6 such certificate in accordance with sections 60-102 to 60-130 or
7 upon which the certificate of title has been canceled; (2) whoever,
8 except as otherwise provided for in sections 60-102 to 60-130,
9 being a dealer or acting on behalf of a dealer shall acquire,
10 purchase, hold, or display for sale a new motor vehicle without
11 having obtained a manufacturer's or importer's certificate or a
12 certificate of title therefor as provided for in sections 60-102 to
13 60-130; (3) whoever shall fail to surrender any certificate of
14 title or any certificate of registration or license ~~plates or tags~~
15 plate or tag upon cancellation of the same by the Department of
16 Motor Vehicles and notice thereof as prescribed in sections 60-102
17 to 60-130; (4) whoever fails to surrender the certificate of title
18 to the county clerk as provided in sections 60-102 to 60-130 in
19 case of the destruction or dismantling or change of a motor vehicle
20 in such respect that it is not the motor vehicle described in the
21 certificate of title; (5) whoever shall purport to sell or transfer
22 a motor vehicle without delivering to the purchaser or transferee
23 thereof a certificate of title or a manufacturer's or importer's
24 certificate thereto duly assigned to such purchaser as provided in
25 sections 60-102 to 60-130; (6) whoever knowingly alters or defaces
26 a Nebraska certificate of title; or (7) whoever shall violate any
27 of the other provisions of sections 60-102 to 60-130 or any lawful
28 rules or regulations adopted and promulgated pursuant to the

1 provisions of sections 60-102 to 60-130, shall be guilty of a Class
2 III misdemeanor.

3 Sec. 5. Section 60-301, Revised Statutes Supplement,
4 2000, is amended to read:

5 60-301. For purposes of Chapter 60, article 3, unless
6 the context otherwise requires:

7 (1) Agricultural products means field crops and
8 horticultural, viticultural, forestry, nut, dairy, livestock,
9 poultry, bee, and farm products, including sod grown on the land
10 owned or rented by the farmer, and the byproducts derived from any
11 of them;

12 (2) Apportionable vehicle means any vehicle used or
13 intended for use in two or more member jurisdictions that allocate
14 or proportionally register vehicles and used for the transportation
15 of persons for hire or designed, used, or maintained primarily for
16 the transportation of property. Apportionable vehicle does not
17 include any recreational vehicle, vehicle displaying restricted
18 plates, city pickup and delivery vehicle, bus used in the
19 transportation of chartered parties, or government-owned vehicle.
20 Such vehicle shall either (a) be a power unit having two axles and
21 a gross vehicle weight or registered gross vehicle weight in excess
22 of twenty-six thousand pounds, (b) be a power unit having three or
23 more axles, regardless of weight, or (c) be used in combination
24 when the weight of such combination exceeds twenty-six thousand
25 pounds gross vehicle weight. Vehicles or combinations of vehicles
26 having a gross vehicle weight of twenty-six thousand pounds or less
27 and two-axle vehicles and buses used in the transportation of
28 chartered parties may be proportionally registered at the option of

1 the registrant;

2 (3) Automobile liability policy means liability insurance
3 written by an insurance carrier duly authorized to do business in
4 this state protecting other persons from damages for liability on
5 account of accidents occurring subsequent to the effective date of
6 the insurance arising out of the ownership of a motor vehicle (a)
7 in the amount of twenty-five thousand dollars because of bodily
8 injury to or death of one person in any one accident, (b) subject
9 to the limit for one person, in the amount of fifty thousand
10 dollars because of bodily injury to or death of two or more persons
11 in any one accident, and (c) in the amount of twenty-five thousand
12 dollars because of injury to or destruction of property of other
13 persons in any one accident. An automobile liability policy shall
14 not exclude liability coverage under the policy solely because the
15 injured person making a claim is the named insured in the policy or
16 residing in the household with the named insured;

17 (4) Cabin trailer means any vehicle without motive power
18 designed for living quarters and for being drawn by a motor vehicle
19 and not exceeding one hundred two inches in width, forty feet in
20 length, or thirteen and one-half feet in height;

21 (5) Commercial trailer means any trailer or semitrailer
22 designed, used, or maintained for the transportation of persons or
23 property for hire, compensation, or profit or designed, used, or
24 maintained primarily for the transportation of property and does
25 not include farm trailers, fertilizer trailers, utility trailers,
26 or cabin trailers;

27 (6) Commercial vehicle means any motor vehicle used or
28 maintained for the transportation of persons or property for hire,

1 compensation, or profit or designed, used, or maintained primarily
2 for the transportation of property and does not include farm
3 trucks;

4 (7) Evidence of insurance means evidence of a current and
5 effective automobile liability policy;

6 (8) Farm trailer means any trailer or semitrailer (a)
7 used exclusively to carry a farmer's or rancher's own supplies,
8 farm equipment, and household goods to or from the owner's farm or
9 ranch, (b) used by the farmer or rancher to carry his or her own
10 agricultural products, livestock, and produce to or from storage
11 and market and attached to a passenger car, commercial-licensed
12 vehicle registered for sixteen tons or less, or farm-licensed
13 vehicle, or (c) used by a farmer or rancher to carry his or her own
14 agricultural products, livestock, and produce to and from market.
15 Such trailers shall carry on their license plate, in addition to
16 the registration number, the letter X. Farm trailer does not
17 include a trailer so used when attached to a farm tractor;

18 (9) Farm trucks means trucks, including combinations of
19 trucks or truck-tractors and trailers or semitrailers, of farmers
20 or ranchers (a) used exclusively to carry a farmer's or rancher's
21 own supplies, farm equipment, and household goods to or from the
22 owner's farm or ranch, (b) used by the farmer or rancher to carry
23 his or her own agricultural products, livestock, and produce to or
24 from storage or market, (c) used by farmers or ranchers in exchange
25 of service in such hauling of such supplies or agricultural
26 products, livestock, and produce, or (d) used occasionally to carry
27 camper units, to pull boats or cabin trailers, or to carry or pull
28 museum pieces or vehicles of historical significance, without

1 compensation, to events for public display or educational purposes.
2 ~~Such trucks~~ A farm truck may carry on ~~their~~ its license ~~plates~~
3 plate, in addition to the registration number, the designation farm
4 and the words NOT FOR HIRE;

5 (10) Fertilizer trailer means any trailer, including
6 gooseneck applicators or trailers, designed and used exclusively to
7 carry or apply agricultural fertilizer or agricultural chemicals
8 and having a gross weight, including load thereon, of twenty
9 thousand pounds or less. ~~Such trailers~~ A fertilizer trailer shall
10 carry on ~~their~~ its license plate, in addition to the registration
11 number, the letter X;

12 (11) Film vehicle means any motor vehicle or trailer used
13 exclusively by a nonresident production company temporarily on
14 location in Nebraska producing a feature film, television
15 commercial, documentary, or industrial or educational videotape
16 production;

17 (12) Fleet means one or more apportionable vehicles;

18 (13) Highways means public streets, roads, turnpikes,
19 parks, parkways, drives, alleys, and other public ways used for the
20 passage of road vehicles;

21 (14) Instate miles means total miles operated (a) in the
22 State of Nebraska during the preceding year by the motor vehicle or
23 vehicles registered and licensed for fleet operation and (b) in
24 noncontracting reciprocity states by vehicles that are base-plated
25 in Nebraska;

26 (15) Local truck means a truck and combinations of
27 trucks, truck-tractors, or trailers or semitrailers operated solely
28 within an incorporated city or village or within ten miles of the

1 corporate limits of the city or village in which they are owned,
2 operated, and registered. ~~Such trucks~~ A local truck shall carry on
3 ~~their~~ its license ~~plates~~ plate, in addition to the registration
4 number, the designation of local truck;

5 (16) Motor vehicle means any vehicle propelled by any
6 power other than muscular power except (a) mopeds as defined in
7 section 60-637, (b) farm tractors, (c) self-propelled equipment
8 designed and used exclusively to carry and apply fertilizer,
9 chemicals, or related products to agricultural soil and crops,
10 agricultural floater-spreader implements as defined in section
11 60-6,294.01, and other implements of husbandry designed for and
12 used primarily for tilling the soil and harvesting crops or feeding
13 livestock, (d) power unit hay grinders or a combination which
14 includes a power unit and a hay grinder when operated without
15 cargo, (e) vehicles which run only on rails or tracks, (f) off-road
16 designed vehicles, including, but not limited to, golf carts,
17 go-carts, riding lawnmowers, garden tractors, all-terrain vehicles
18 as defined in section 60-6,355, snowmobiles as defined in section
19 60-663, and minibikes as defined in section 60-636, (g) road and
20 general-purpose construction and maintenance machinery not designed
21 or used primarily for the transportation of persons or property,
22 including, but not limited to, ditchdigging apparatus, asphalt
23 spreaders, bucket loaders, leveling graders, earthmoving carryalls,
24 power shovels, earthmoving equipment, and crawler tractors, and (h)
25 self-propelled chairs used by persons who are disabled;

26 (17) Motorcycle means any motor vehicle, except a tractor
27 or an all-terrain vehicle as defined in section 60-6,355, having a
28 seat or saddle for use of the rider and designed to travel on not

1 more than three wheels in contact with the ground;

2 (18) Noncontracting reciprocity state means any state
3 which is not a party to any type of contracting agreement between
4 the State of Nebraska and one or more other jurisdictions for
5 registration purposes on commercial vehicles and, as a condition to
6 operate on the highways of that state, (a) does not require any
7 type of vehicle registration or allocation of vehicles for
8 registration purposes or (b) does not impose any charges based on
9 miles operated, other than those that might be assessed against
10 fuel consumed in that state, on any vehicles which are part of a
11 Nebraska-based fleet;

12 (19) Owner means a person, firm, or corporation which
13 holds a legal title of a vehicle. If (a) a vehicle is the subject
14 of an agreement for the conditional sale thereof with the right of
15 purchase upon performance of the conditions stated in the agreement
16 and with an immediate right of possession vested in the conditional
17 vendee, (b) a vehicle is subject to a lease of thirty days or more
18 with an immediate right of possession vested in the lessee, or (c)
19 a mortgagor of a vehicle is entitled to possession, then such
20 conditional vendee, lessee, or mortgagor shall be deemed the owner
21 for purposes of Chapter 60, article 3. For such purpose, there are
22 hereby adopted and incorporated by reference the provisions of
23 Article XI, International Registration Plan, adopted by the
24 American Association of Motor Vehicle Administrators, as revised
25 November 1976;

26 (20) Park means to stop a vehicle for any length of time,
27 whether occupied or unoccupied;

28 (21) Passenger car means a motor vehicle designed and

1 used to carry ten passengers or less and not used for hire;

2 (22) Proof of financial responsibility has the same
3 meaning as in section 60-501;

4 (23) Self-propelled mobile home means a vehicle with
5 motive power designed for living quarters;

6 (24) Semitrailer means any vehicle without motive power
7 designed for carrying persons or property and for being drawn by a
8 motor vehicle and so constructed that some part of its weight and
9 that of its load rests upon or is carried by the towing vehicle;

10 (25) Total fleet miles means the total number of miles
11 operated in all jurisdictions during the preceding year by the
12 vehicles in such fleet during such year;

13 (26) Trailer means any vehicle without motive power
14 designed for carrying persons or property and being pulled by a
15 motor vehicle and so constructed that no part of its weight rests
16 upon the towing vehicle;

17 (27) Transporter means any person lawfully engaged in the
18 business of transporting vehicles not his or her own solely for
19 delivery thereof (a) by driving singly, (b) by driving in
20 combinations by the towbar, fullmount, or saddlemount methods or
21 any combinations thereof, or (c) when a truck or tractor draws a
22 semitrailer or tows a trailer;

23 (28) Truck means a motor vehicle that is designed, used,
24 or maintained primarily for the transportation of property;

25 (29) Truck-tractor means any motor vehicle designed and
26 used primarily for drawing other vehicles and not so constructed as
27 to carry a load other than a part of the weight of the vehicle and
28 load being drawn;

1 (30) Utility trailer means a trailer having a gross
2 weight, including load thereon, of nine thousand pounds or less
3 attached to a motor vehicle and used exclusively to carry
4 miscellaneous items of personal property. Such trailers shall
5 carry on their license plate, in addition to the registration
6 number, the letter X; and

7 (31) Vehicle means any device in, upon, or by which any
8 person or property is or may be transported or drawn upon a public
9 highway except devices moved solely by human power or used
10 exclusively upon stationary rails or tracks.

11 Sec. 6. Section 60-304, Revised Statutes Supplement,
12 2000, is amended to read:

13 60-304. (1)(a) Undercover license plates may be issued
14 to state, county, city, or village law enforcement agencies and
15 shall be used only for legitimate criminal investigatory purposes.
16 Undercover license plates may also be issued to the Nebraska State
17 Patrol, the Game and Parks Commission, deputy state sheriffs
18 employed by the Nebraska Brand Committee and State Fire Marshal for
19 state law enforcement purposes, persons employed by the Tax
20 Commissioner for state revenue enforcement purposes, the Department
21 of Health and Human Services for the purposes of communicable
22 disease control or for the prevention and control of those
23 communicable diseases which endanger the public health, the
24 Department of Health and Human Services Regulation and Licensure in
25 the enforcement of drug control laws or for other investigation
26 purposes, the Department of Agriculture for special investigative
27 purposes, and the Insurance Fraud Prevention Division of the
28 Department of Insurance for investigative purposes. Undercover

1 license plates shall not be used on personal vehicles or for
2 personal use of government vehicles.

3 (b) The Director of Motor Vehicles shall prescribe a form
4 for agencies to apply for undercover license plates. The form
5 shall include a space for the name and signature of the contact
6 person for the requesting agency, a statement that the undercover
7 license plates are to be used only for legitimate criminal
8 investigatory purposes, and a statement that undercover license
9 plates are not to be used on personal vehicles or for personal use
10 of government vehicles.

11 (2) The agency shall include the name and signature of
12 the contact person for the agency on the form and pay the fee
13 prescribed in section 60-311. If the undercover license plates
14 will be used for the investigation of a specific event rather than
15 for ongoing investigations, the agency shall designate on the form
16 an estimate of the length of time the undercover license plates
17 will be needed. The contact person in the agency shall sign the
18 form and verify the information contained in the form.

19 (3) Upon receipt of a completed form, the director shall
20 determine whether the undercover license plates will be used by an
21 approved agency for a legitimate purpose pursuant to subsection (1)
22 of this section. If the director determines that the undercover
23 license plates will be used for such a purpose, he or she may issue
24 the undercover license plates in the form and under the conditions
25 he or she determines to be necessary. The decision of the director
26 regarding issuance of undercover license plates is final.

27 (4) The Department of Motor Vehicles shall keep records
28 pertaining to undercover license plates confidential, and such

1 records shall not be subject to public disclosure. Any person who
2 receives information pertaining to undercover license plates in the
3 course of his or her employment and who discloses any such
4 information to any unauthorized individual shall be guilty of a
5 Class III misdemeanor.

6 (5) The contact person shall return the undercover
7 license plates to the Department of Motor Vehicles if:

8 (a) The undercover license plates expire and are not
9 renewed;

10 (b) The purpose for which the undercover license plates
11 were issued has been completed or terminated; or

12 (c) The director requests their return.

13 (6) A state agency, board, or commission that uses motor
14 vehicles from the transportation services bureau of the Department
15 of Administrative Services shall notify the bureau immediately
16 after an undercover license ~~plates have~~ plate has been assigned to
17 the motor vehicle and shall provide the equipment and license
18 number and the undercover license ~~plates- numbers~~ plate's number to
19 the bureau. The transportation services bureau shall maintain a
20 list of state-owned motor vehicles which have been assigned
21 undercover license plates. The list shall be confidential and not
22 be subject to public disclosure. Any person who receives
23 information pertaining to undercover license plates in the course
24 of his or her employment and who discloses any such information to
25 any unauthorized individual shall be guilty of a Class III
26 misdemeanor.

27 (7) The contact person shall be held accountable to keep
28 proper records of the number of undercover plates possessed by the

1 agency, the particular license plate ~~numbers~~ number for each
2 vehicle, and the person who is assigned to the vehicle. This
3 record shall be confidential and not be subject to public
4 disclosure.

5 Sec. 7. Section 60-305.04, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 60-305.04. A nonresident may, if he or she applies
8 within ninety days from his or her original registration date and
9 surrenders the registration certificate and license plate or plates
10 which were assigned to him or her, receive from the county
11 treasurer or designated county official as provided in section
12 60-302, or the Department of Motor Vehicles if registration was
13 pursuant to section 60-305.09, a refund in the amount of fifty
14 percent of the original license fee, fifty percent of the motor
15 vehicle tax imposed in section 60-3002, and fifty percent of the
16 motor vehicle fee imposed in section 60-3007, except that no
17 refunds shall be made on any license surrendered after the ninth
18 month of the registration period for which the vehicle was
19 registered.

20 Sec. 8. Section 60-305.16, Revised Statutes Supplement,
21 2000, is amended to read:

22 60-305.16. (1) Upon application and payment of the fees
23 required pursuant to this section and section 60-305.09, the
24 Division of Motor Carrier Services of the Department of Motor
25 Vehicles shall issue to the owner of any fleet of apportionable
26 commercial vehicles with a base registration in Nebraska a
27 permanent license plate for each truck, truck-tractor, trailer, and
28 semitrailer in the fleet. The application shall be accompanied by

1 a fee of three dollars for each truck or truck-tractor and six
2 dollars per trailer or semitrailer. The application shall be on a
3 form developed by the division.

4 (2) Any plate issued pursuant to this section shall
5 remain affixed to the front of the truck or truck-tractor or to the
6 rear of the trailer or semitrailer as long as the vehicle is
7 registered pursuant to section 60-305.09 by the owner making the
8 original application pursuant to subsection (1) of this section.
9 Upon transfer of ownership of the truck, truck-tractor, trailer, or
10 semitrailer or transfer of ownership of the fleet or at any time
11 the truck, truck-tractor, trailer, or semitrailer is no longer
12 registered pursuant to section 60-305.09, the plate shall cease to
13 be active and shall be processed according to the rules and
14 regulations of the department.

15 (3) The renewal fee for each permanent plate shall be two
16 dollars and shall be assessed and collected in each license year
17 after the year in which the permanent ~~plates~~ are plate was
18 initially issued at the time all other renewal fees are collected
19 pursuant to section 60-305.09 unless a truck, truck-tractor,
20 trailer, or semitrailer has been deleted from the fleet
21 registration.

22 (4)(a) If a permanent plate is lost or destroyed, the
23 owner shall submit an affidavit to that effect to the division
24 prior to any deletion of the truck, truck-tractor, trailer, or
25 semitrailer from the fleet registration. If the truck,
26 truck-tractor, trailer, or semitrailer is not deleted from the
27 fleet registration, a replacement permanent plate may be issued
28 upon application and payment of a fee of three dollars for each

1 truck or truck-tractor and six dollars per trailer or semitrailer.
2 The application for a replacement permanent plate shall be on a
3 form developed by the division.

4 (b) If the registration certificate for any fleet vehicle
5 is lost or stolen, the division shall collect a fee of one dollar
6 for replacement of such certificate.

7 (5) If a truck, truck-tractor, trailer, or semitrailer
8 for which a permanent plate has been issued pursuant to this
9 section is deleted from the fleet registration due to loss of
10 possession by the registrant, the plate shall be returned to the
11 division.

12 (6) The registrant shall be liable for the full amount of
13 the registration fee due for any truck, truck-tractor, trailer, or
14 semitrailer not deleted from the fleet registration renewal.

15 (7) All fees collected pursuant to this section shall be
16 remitted to the State Treasurer for credit to the Highway Cash
17 Fund.

18 Sec. 9. Section 60-310, Reissue Revised Statutes of
19 Nebraska, is amended to read:

20 60-310. (1) Such registration may be renewed annually in
21 the same manner and upon payment of the same fee as provided for
22 the original registration. On making an application for renewal,
23 the registration certificate for the preceding registration period
24 shall be presented with the application.

25 (2) The certificate of registration and license ~~plates~~
26 plate furnished by the department shall be valid during the
27 registration period for which they are issued and, when a renewal
28 ~~tabs~~ tab furnished pursuant to section 60-311 ~~have~~ has been affixed

1 ~~thereto, they to the license plate, the license plate~~ shall also be
2 valid for the registration period designated by such renewal ~~tabs~~
3 tab.

4 (3) Except as provided in subsections (4) and (5), the
5 ~~The~~ registration period for motor vehicles, trailers, semitrailers,
6 and cabin trailers required to be registered as provided in section
7 60-302 shall expire on the first day of the month one year from the
8 month of issuance, and renewal shall become due on such day and
9 shall become delinquent on the first day of the following month.

10 (4) Subsections (1) through (3) and (5) of this section
11 ~~The above provisions~~ shall not apply to dealer's license plates,
12 repossession plates, and transporter plates as provided in section
13 60-320, which plates shall be issued for a calendar year. The
14 registration period for vehicles licensed as apportioned vehicles
15 as provided in section 60-305.09 shall expire December 31 of each
16 year and shall become delinquent February 1 of the following year.

17 (5) Any owner who has two or more vehicles required to be
18 registered under Chapter 60, article 3, may register all such
19 vehicles on a calendar-year basis or on an annual basis for the
20 same registration period beginning in a month chosen by the owner.
21 When electing to establish the same registration period for all
22 such vehicles, the owner shall pay the registration fee, the motor
23 vehicle tax imposed in section 60-3002, and the motor vehicle fee
24 imposed in section 60-3007 on each vehicle for the number of months
25 necessary to extend its current registration period to the
26 registration period under which all such vehicles will be
27 registered. Credit shall be given for registration paid on each
28 vehicle when the vehicle has a later expiration date than that

1 chosen by the owner. Thereafter all such vehicles shall be
2 registered on an annual basis starting in the month chosen by the
3 owner.

4 Sec. 10. Section 60-311, Revised Statutes Supplement,
5 2000, is amended to read:

6 60-311. (1) The Department of Motor Vehicles shall
7 furnish to every person whose motor vehicle, semitrailer, trailer,
8 or cabin trailer is registered one fully reflectorized license
9 ~~plates~~ plate upon which shall be displayed (a) the registration
10 number consisting of letters and numerals assigned to such ~~motor~~
11 vehicle in figures not less than two and one-half inches nor more
12 than three inches in height and (b) also the word Nebraska suitably
13 lettered so as to be attractive. ~~Two plates shall be furnished for~~
14 ~~every motor vehicle, except that one plate per vehicle shall be~~
15 ~~furnished for dealers, motorcycles, truck-tractors, semitrailers,~~
16 ~~trailers, cabin trailers, buses, and vehicles registered pursuant~~
17 ~~to section 60-305.09.~~ The ~~plates~~ plate shall be of a color
18 designated by the Director of Motor Vehicles. ~~The color of the~~
19 ~~plates shall be changed each time the license plates are changed.~~
20 ~~Each time the license plates are changed the director shall secure~~
21 ~~competitive bids for materials pursuant to sections 81-145 to~~
22 ~~81-162.~~

23 (2) Except for license plates issued pursuant to section
24 60-305.16, license plates shall be issued every three years
25 beginning with the license plates issued in the year 1984. Except
26 for plates issued pursuant to section 60-305.16, in the years in
27 which plates are not issued, in lieu of furnishing such plates, the
28 department shall furnish to every person whose ~~motor~~ vehicle is

1 registered one ~~or two~~ renewal ~~tabs~~, as the case may be, tab which
2 ~~renewal tabs~~ shall bear the year for which furnished and be so
3 constructed as to ~~permit them to~~ be permanently affixed to the
4 ~~plates~~ plate. Each time the plates are reissued, the Director of
5 Motor Vehicles shall change the color of the plates and shall
6 secure competitive bids for materials pursuant to sections 81-145
7 to 81-162.

8 (3) The department may provide a distinctive license
9 plate for all motor vehicles owned or operated by the state,
10 counties, municipalities, or school districts. Such
11 government-owned motor vehicles shall display such distinctive
12 license plates when such license plates are issued or shall display
13 undercover license plates when such license plates are issued under
14 section 60-304.

15 (4) The department shall provide a distinctive plate for
16 issuance pursuant to section 60-305.16.

17 (5) Whenever a new license ~~plates~~ plate, including a
18 duplicate or replacement license ~~plates~~ plate, ~~are~~ is furnished to
19 any person, a fee ~~per plate~~ shall be charged in addition to all
20 other required fees. The plate fee shall be determined by the
21 department and shall only cover the cost of the plate and renewal
22 ~~tabs and stickers~~ tab and sticker but shall not exceed two dollars
23 and fifty cents. All fees collected pursuant to this section shall
24 be remitted to the State Treasurer for credit to the Highway Trust
25 Fund.

26 (6) There is hereby created the License Plate Cash Fund
27 which shall consist of money transferred to it pursuant to section
28 39-2215. All costs associated with the manufacture of license

1 plates and stickers or tabs provided for in this section and
2 sections 60-311.01, 60-311.02, 60-6,322, and 60-1804 shall be paid
3 from funds appropriated from the License Plate Cash Fund. The fund
4 shall be used exclusively for such purposes and shall be
5 administered by the department. Any money in the fund available
6 for investment shall be invested by the state investment officer
7 pursuant to the Nebraska Capital Expansion Act and the Nebraska
8 State Funds Investment Act.

9 Sec. 11. Section 60-311.02, Revised Statutes Supplement,
10 2000, is amended to read:

11 60-311.02. The letters and numerals for motorcycle and
12 trailer plates may be one-half the size of those required for motor
13 vehicles.

14 On license plates issued to a manufacturer or dealer,
15 there shall be displayed, in addition to the registration number,
16 the letters DLR.

17 On license plates issued for use on motor vehicles which
18 are exempt pursuant to subdivision (6) of section 60-3002, there
19 shall be embossed, in addition to the registration number, the word
20 exempt which shall appear at the bottom of the license plates
21 issued after January 1, 1999. The Department of Motor Vehicles may
22 provide distinctive plates for the exempt vehicles.

23 On commercial trucks and truck-tractors with a gross
24 weight of five tons or over and on farm trucks with a gross weight
25 of over sixteen tons there shall be displayed, in addition to the
26 registration number, the weight that such vehicle is licensed for,
27 using a sticker or tab on the registration plates of such trucks in
28 letters and figures of such size and design as shall be determined

1 and furnished by the department.

2 When two registration plates are issued, one shall be
3 prominently displayed at all times on the front and one on the rear
4 of the registered vehicle. When only one plate is issued for
5 dealers, motorcycles, semitrailers, trailers, cabin trailers, and
6 buses, ~~it~~ The license plate shall be prominently displayed on the
7 rear of the registered vehicle, except that - When only one plate
8 is issued for motor vehicles registered pursuant to section
9 60-305.09 and truck-tractors, ~~it~~ the plate shall be prominently
10 displayed on the front of the apportioned vehicle.

11 Any violation of this section shall be subject to a
12 penalty or penalties as provided in section 60-348.

13 Sec. 12. Section 60-311.03, Reissue Revised Statutes of
14 Nebraska, is amended to read:

15 60-311.03. (1) Any resident of this state may, in
16 addition to the application required by section 60-302, make
17 application to the Department of Motor Vehicles for a ~~set of~~
18 license ~~plates~~ plate designed by the department to indicate that
19 the applicant for the ~~plates~~ plate is a survivor of the Japanese
20 attack on Pearl Harbor if he or she:

21 (a) Was a member of the United States Armed Forces on
22 December 7, 1941;

23 (b) Was on station on December 7, 1941, during the hours
24 of 7:55 a.m. to 9:45 a.m. Hawaii time at Pearl Harbor, the island
25 of Oahu, or offshore at a distance not to exceed three miles;

26 (c) Received an honorable discharge from the United
27 States Armed Forces; and

28 (d) Holds a current membership in a Nebraska Chapter of

1 the Pearl Harbor Survivors Association.

2 (2) The ~~plates~~ plate shall be issued upon the applicant
3 paying the regular license fee and an additional fee of five
4 dollars and furnishing proof satisfactory to the department that
5 the applicant fulfills the requirements provided by subsection (1)
6 of this section. Only one motor vehicle owned by the applicant
7 shall be so licensed at any one time.

8 (3) If the license ~~plates~~ plate issued pursuant to this
9 section ~~are~~ is lost, stolen, or mutilated, the recipient of the
10 ~~plates~~ plate shall be issued a replacement ~~plates~~ plate upon
11 request and without charge.

12 Sec. 13. Section 60-311.04, Reissue Revised Statutes of
13 Nebraska, is amended to read:

14 60-311.04. (1) Any resident of this state who was
15 captured and incarcerated by an enemy of the United States during a
16 period of conflict with such enemy and who received an honorable
17 discharge from or is currently serving in the United States Armed
18 Forces may, in addition to the application required in section
19 60-302, make application to the Department of Motor Vehicles for a
20 ~~set of~~ license ~~plates~~ plate designed to indicate that the applicant
21 for the ~~plates~~ plate is a former prisoner of war. The ~~plates~~ plate
22 shall be issued upon the applicant paying the regular license fee
23 and an additional fee of five dollars and furnishing proof
24 satisfactory to the department that the applicant was formerly a
25 prisoner of war. Only one motor vehicle owned by an applicant
26 shall be so licensed at any one time.

27 (2) If the license ~~plates~~ plate issued under this section
28 ~~are~~ is lost, stolen, or mutilated, the recipient of the ~~plates~~

1 plate shall be issued a replacement license ~~plates~~ plate upon
2 request and without charge.

3 Sec. 14. Section 60-311.05, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 60-311.05. (1) Any person who (a) holds an unrevoked and
6 unexpired amateur radio station license issued by the Federal
7 Communications Commission, (b) is a resident of this state, and (c)
8 is the owner of a passenger automobile, self-propelled mobile home,
9 or commercial truck may, in addition to the application required by
10 section 60-302, make application to the Department of Motor
11 Vehicles for a license plate ~~or a set of license plates~~ upon which
12 shall be inscribed the official amateur radio call letters of such
13 applicant. Such ~~plates~~ plate shall be issued, in lieu of a plate
14 with the usual numbers and letters, to such an applicant upon
15 payment of the regular license fee and the payment of an additional
16 fee of five dollars and furnishing proof that the applicant holds
17 such an unrevoked and unexpired amateur radio station license.
18 Only one such motor vehicle owned by an applicant shall be so
19 registered at any one time.

20 (2) An applicant applying for renewal of an amateur radio
21 station license ~~plates~~ plate shall again furnish proof that he or
22 she holds an unrevoked and unexpired amateur radio station license
23 issued by the Federal Communications Commission.

24 Sec. 15. Section 60-311.08, Reissue Revised Statutes of
25 Nebraska, is amended to read:

26 60-311.08. (1) Any resident of this state who is a
27 veteran of the United States Armed Forces, who was honorably
28 discharged, and who is classified by the United States Department

1 of Veterans Affairs as one hundred percent service-connected
2 disabled may, in addition to the application required in section
3 60-302, apply to the Department of Motor Vehicles for a ~~set of~~
4 license ~~plates~~ plate designed by the department to indicate that
5 the applicant for the ~~plates~~ plate is a disabled veteran. The
6 inscription on the ~~plates~~ plate shall be D.A.V. immediately below
7 the license number to indicate that the applicant for the ~~plates~~
8 plate is a disabled veteran. The ~~plates~~ plate shall be issued upon
9 the applicant paying the regular license fee and an additional fee
10 of five dollars and furnishing proof satisfactory to the Department
11 of Motor Vehicles that the applicant is a disabled veteran. Only
12 one motor vehicle owned by the applicant shall be so licensed at
13 any one time.

14 (2) If the license ~~plates~~ plate issued under this section
15 ~~are is~~ lost, stolen, or mutilated, the recipient of the ~~plates~~
16 plate shall be issued a replacement license ~~plates~~ plate as
17 provided in section 60-324.

18 Sec. 16. Section 60-311.09, Reissue Revised Statutes of
19 Nebraska, is amended to read:

20 60-311.09. (1) Any resident of this state may, in
21 addition to the application required by section 60-302, make
22 application to the Department of Motor Vehicles for a ~~set of~~
23 license ~~plates~~ plate designed by the department to indicate that
24 the applicant for the ~~plates~~ plate has received from the federal
25 government an award of a Purple Heart. The inscription of the
26 ~~plates~~ plate shall be designed so as to include a facsimile of the
27 award and beneath any numerical designation upon the ~~plates~~ plate
28 pursuant to section 60-311.01 the words Purple Heart separately on

1 one line and the words Combat Wounded on the line below.

2 (2) The license ~~plates~~ plate shall be issued upon payment
3 of the regular license fee and an additional fee of five dollars
4 and furnishing proof satisfactory to the department that the
5 applicant was awarded the Purple Heart. Only one motor vehicle
6 owned by the applicant shall be so licensed at any one time.

7 (3) If a license ~~plates~~ plate issued pursuant to this
8 section ~~are~~ is lost, stolen, or mutilated, the recipient of the
9 ~~plates~~ plate shall be issued a replacement ~~plates~~ plate upon
10 request and without charge.

11 Sec. 17. Section 60-311.12, Reissue Revised Statutes of
12 Nebraska, is amended to read:

13 60-311.12. (1) Application for a personalized message
14 license ~~plates~~ plate shall be made to the Department of Motor
15 Vehicles. The department shall make available through each county
16 treasurer or designated county official as provided in section
17 60-302 forms to be used for such applications.

18 (2) Each initial application shall be accompanied by a
19 fee of thirty dollars. Each annual application for renewal of a
20 license number previously approved and issued shall be accompanied
21 by a fee of thirty dollars. The fees shall be remitted to the
22 State Treasurer for credit to the Department of Motor Vehicles Cash
23 Fund.

24 Sec. 18. Section 60-311.13, Reissue Revised Statutes of
25 Nebraska, is amended to read:

26 60-311.13. When the Department of Motor Vehicles
27 approves an application for a personalized message license ~~plates~~
28 plate, it shall notify the applicant and deliver the ~~plates~~ plate

1 to the county treasurer or designated county official as provided
2 in section 60-302 of the county in which the vehicle is to be
3 registered. The county treasurer or designated county official
4 shall deliver such ~~plates~~ plate to the applicant, in lieu of a
5 regular number ~~plates~~ plate, when the applicant complies with the
6 other provisions of law for registration of the vehicle.

7 Sec. 19. Section 60-311.14, Revised Statutes Supplement,
8 2000, is amended to read:

9 60-311.14. The Department of Motor Vehicles shall,
10 without the payment of any fee except the taxes and fees required
11 by sections 60-311, 60-3002, and 60-3007, issue a license ~~plates~~
12 plate for one motor vehicle not used for hire and a license plate
13 for one motorcycle not used for hire to any handicapped or disabled
14 person as defined in section 18-1738 or his or her parent, legal
15 guardian, foster parent, or agent upon application and proof of
16 handicap or disability. The license plate ~~or plates~~ shall carry
17 the internationally accepted wheelchair symbol, which symbol is a
18 representation of a person seated in a wheelchair surrounded by a
19 border six units wide by seven units high, and such other letters
20 or numbers as the Director of Motor Vehicles prescribes. Such
21 license plate ~~or plates~~ shall be used by such person in lieu of the
22 usual license plate. ~~or plates.~~

23 Sec. 20. Section 60-311.16, Reissue Revised Statutes of
24 Nebraska, is amended to read:

25 60-311.16. (1) Any person who is the owner of a
26 historical vehicle which is thirty or more years old at the time of
27 making application for registration or transfer of title may upon
28 application register the same as a historical vehicle upon payment

1 of a fee of fifty dollars for each vehicle and be furnished a
2 license ~~plates~~ plate of distinctive design in lieu of the usual
3 license ~~plates~~ plate. Such ~~plates~~ plate in addition to the
4 identification number shall have the words historical and Nebraska
5 for identification. The registration shall be valid while the
6 vehicle is owned by the applicant without the payment of any
7 additional fee, tax, or license.

8 (2) In addition to the fee specified in subsection (1) of
9 this section, there shall be an initial processing fee of ten
10 dollars to defray the costs of issuing the first plate to each
11 collector and to establish a distinct identification number for
12 each collector.

13 (3) Each collector applying for registration under this
14 section other than a nonprofit organization described in sections
15 21-608 and 21-609 must own and have registered ~~one or more vehicles~~
16 at least one vehicle with a regular ~~plates~~ plate which he or she
17 uses for regular transportation.

18 (4) A collector, upon selling or otherwise relinquishing
19 ownership of a historical vehicle, may have ~~its~~ the registration
20 and license plate transferred to another vehicle of the same
21 category in his or her possession upon payment of a fee of
22 twenty-five dollars.

23 (5) A vehicle manufactured as a reproduction or facsimile
24 of a historical vehicle shall not be eligible for registration
25 under this section unless it has been in existence for thirty years
26 or more. The age shall be calculated from the date the vehicle was
27 originally assembled as a facsimile vehicle.

28 (6) Collectors who, on August 24, 1975, have vehicles

1 registered and licensed as antique vehicles shall be permitted to
2 retain such registration and license if the collector submits an
3 affidavit to the Department of Motor Vehicles sworn to by the
4 vehicle owner that the vehicle is being collected, preserved,
5 restored, and maintained as a hobby and not for the general use of
6 the vehicle.

7 (7) An owner of a historical vehicle eligible for
8 registration under this section may use a license plate ~~or plates~~
9 issued by this state in the year corresponding to the model year
10 date when the vehicle was manufactured in lieu of the ~~plates~~ plate
11 issued pursuant to subsection (1) of this section subject to the
12 approval of the department. The department shall inspect the plate
13 ~~or plates~~ and may approve the plate ~~or plates~~ if it is determined
14 that the model year date license plate ~~or plates~~ are is legible and
15 serviceable and that the license plate numbers do not conflict with
16 or duplicate other numbers assigned and in use. An original-issued
17 license plate ~~or plates~~ that ~~have~~ has been restored to original
18 condition may be used when approved by the department. The
19 department may consult with an organization of old car hobbyists in
20 determining whether the date of the year of the license plate ~~or~~
21 ~~plates~~ to be used corresponds to the model year date when the
22 vehicle was manufactured. ~~If only one license plate is used on the~~
23 ~~vehicle, the license plate shall be placed on the rear of the~~
24 ~~vehicle.~~ The owner of a historical vehicle may use only one plate
25 on the vehicle even for years in which two license plates were
26 issued for vehicles in general.

27 In addition to the fees specified in subsections (1) and
28 (2) of this section, the department shall charge and collect a fee

1 of twenty-five dollars for registration under this subsection. The
2 registration shall be valid while the vehicle is owned by the
3 applicant without the payment of any additional fee, tax, or
4 license.

5 (8) The department may adopt and promulgate rules and
6 regulations to implement this section.

7 (9) The application for registration of a historical
8 vehicle shall be made on a form prescribed and furnished by the
9 department. Such form shall contain a description of the vehicle
10 owned and sought to be registered, including the make, body type,
11 model, serial number, and year of manufacture. It shall also
12 include a description of any vehicle owned by the applicant and
13 registered by him or her with a regular registration plates license
14 plate and used for regular transportation, which description shall
15 include make, body type, model, serial number, year of manufacture,
16 and the Nebraska registration number assigned to the vehicle. The
17 application shall also include an affidavit sworn to by the vehicle
18 owner that the historical vehicle is being collected, preserved,
19 restored, and maintained by the applicant as a hobby and not for
20 the general use of the vehicle for the same purposes and under the
21 same circumstances as other motor vehicles of the same type.

22 Sec. 21. Section 60-311.21, Reissue Revised Statutes of
23 Nebraska, is amended to read:

24 60-311.21. Any motor vehicle which is used for the same
25 general purposes and under the same conditions as motor vehicles
26 registered with regular plates shall be required to be registered
27 with a regular plates plate, regardless of its age, and shall be
28 subject to the payment of the same taxes and fees required of motor

1 vehicles registered with regular plates. It shall be unlawful to
2 own or operate a motor vehicle in violation of this section or
3 sections 60-311.16 and 60-311.17, and upon conviction of a
4 violation of any of such sections, such person shall be guilty of a
5 Class V misdemeanor.

6 Sec. 22. Section 60-311.23, Revised Statutes Supplement,
7 2000, is amended to read:

8 60-311.23. (1) A resident of Nebraska may apply to the
9 Department of Motor Vehicles for a Nebraska Cornhusker Spirit
10 ~~Plates~~ Plate in lieu of a regular license ~~plates~~ plate on an
11 application prescribed and provided by the department for any
12 passenger vehicle, farm truck, self-propelled mobile home, cabin
13 trailer, or commercial truck registered for ten tons gross weight
14 or less pursuant to section 60-302. An applicant receiving a
15 spirit plate for a farm truck with a gross weight of over sixteen
16 tons or for a commercial truck or truck-tractor registered for a
17 gross weight of five tons or over shall affix the appropriate
18 tonnage sticker to the plate. The department shall make forms
19 available for such applications through the county treasurers or
20 designated county officials as provided in section 60-302. Each
21 application for initial issuance or renewal of a spirit ~~plates~~
22 plate shall be accompanied by a fee of seventy dollars. Thirty
23 dollars of each fee shall be credited to the Department of Motor
24 Vehicles Cash Fund and forty dollars of each fee shall be credited
25 to the Spirit Plate Proceeds Fund.

26 (2) When the department receives an application for a
27 spirit ~~plates~~ plate, it shall deliver the ~~plates~~ plate to the
28 county treasurer or designated county official of the county in

1 which the vehicle is registered. The county treasurer or
2 designated county official shall issue a spirit ~~plates~~ plate in
3 lieu of a regular license ~~plates~~ plate when the applicant complies
4 with the other provisions of law for registration of the vehicle.
5 If a spirit ~~plates~~ are plate is lost, stolen, or mutilated, the
6 licensee shall be issued a replacement ~~plates~~ plate pursuant to
7 section 60-324.

8 (3) The owner of a vehicle bearing a spirit ~~plates~~ plate
9 may make application to the county treasurer or designated county
10 official as provided in section 60-302 to have such ~~plates~~ plate
11 transferred to a motor vehicle other than the vehicle for which
12 such ~~plates~~ were plate was originally purchased if such vehicle is
13 owned by the owner of the ~~plates~~ plate. Application for such
14 transfer shall be accompanied by a fee of three dollars. Fees
15 collected pursuant to this subsection shall be remitted to the
16 State Treasurer for credit to the Department of Motor Vehicles Cash
17 Fund.

18 Sec. 23. Section 60-311.25, Reissue Revised Statutes of
19 Nebraska, is amended to read:

20 60-311.25. The Department of Motor Vehicles shall
21 compile and maintain a registry of the names, addresses, and
22 license numbers of all persons who obtain a special license ~~plates~~
23 plate pursuant to section 60-311.14 and all persons who obtain a
24 handicapped or disabled parking permit as described in section
25 18-1739.

26 Sec. 24. Section 60-315, Reissue Revised Statutes of
27 Nebraska, is amended to read:

28 60-315. (1)(a) Upon transfer of ownership of any motor

1 vehicle or cabin trailer as defined in section 60-301, (b) in case
2 of loss of possession because of fire, theft, dismantlement, or
3 junking, (c) when a salvage certificate of title is issued, (d)
4 whenever a type or class of motor vehicle previously registered is
5 subsequently declared by legislative act or court decision to be
6 illegal or ineligible to be operated on the public roads and no
7 longer subject to registration fees, the motor vehicle tax imposed
8 in section 60-3002, and the motor vehicle fee imposed in section
9 60-3007, or (e) in case of a change in the situs of a motor vehicle
10 as defined in section 60-3001 to a location outside of this state,
11 the registration shall expire and the registered owner may, by
12 returning the registration certificate, the ~~number plates~~ license
13 plate, and, when appropriate, the renewal ~~tabs~~ tab and by either
14 making affidavit to the county treasurer or designated county
15 official as provided in section 60-302 of the occurrence of an
16 event described in subdivisions (a) through (d) of this subsection
17 or, in the case of a change in situs, displaying to the county
18 treasurer or designated county official the registration
19 certificate of such other state as evidence of a change in situs,
20 receive a refund of that part of the unused fees on passenger
21 vehicles, trucks, and cabin trailers based on the number of
22 unexpired months remaining in the registration period from the date
23 of the event, except that when such date falls within the same
24 calendar month in which the vehicle or trailer is acquired, no
25 refund shall be allowed for such month. The registered owner shall
26 make a claim for credit or refund of the unused fees within sixty
27 days from the date of the event or shall be deemed to have
28 forfeited his or her right to such refund. For purposes of this

1 subsection, the date of the event shall be, in the case of a
2 transfer or loss, the date of the transfer or loss, in the case of
3 a change in the situs, the date of registration in another state,
4 in the case of a legislative act, the effective date of the act,
5 and in the case of a court decision, the date the decision is
6 rendered. Application for registration or for reassignment of the
7 license plate number plates and, when appropriate, renewal ~~tabs~~ tab
8 to another motor vehicle or cabin trailer shall be made within
9 thirty days ~~of~~ after the date of purchase.

10 (2) Whenever the registered owner files an application
11 with the county treasurer or designated county official showing
12 that a motor vehicle is disabled and has been removed from service,
13 the registered owner may, by returning the registration
14 certificate, the ~~number plates~~ license plate, and, when
15 appropriate, the renewal ~~tabs~~ tab or, in the case of the
16 unavailability of such certificate, plate, or tab, ~~or certificates,~~
17 ~~number plates, or tabs,~~ then by making an affidavit to the county
18 treasurer or designated county official of such disablement and
19 removal from service, receive a credit for a portion of the
20 registration fee from the fee deposited with the State Treasurer at
21 the time of registration based upon the number of unexpired months
22 remaining in the registration year. The owner shall also receive a
23 credit for the unused portion of the motor vehicle tax and fee
24 based upon the number of unexpired months remaining in the
25 registration year. When the owner registers a replacement vehicle
26 at the time of filing such affidavit, the credit may be immediately
27 applied against the registration fee and the motor vehicle tax and
28 fee for the replacement vehicle. When no such replacement vehicle

1 is so registered, the county treasurer or designated county
2 official shall forward the application and affidavit, if any, to
3 the State Treasurer who shall determine the amount, if any, of the
4 allowable credit for the registration fee and furnish a certificate
5 therefor to the owner. For the motor vehicle tax and fee, the
6 county treasurer shall determine the amount, if any, of the
7 allowable credit and furnish a certificate to the owner. When such
8 motor vehicle is removed from service within the same month in
9 which it was registered, no credits shall be allowed for such
10 month. The credits may be applied against taxes and fees for new
11 or replacement vehicles incurred within one year after cancellation
12 of registration of the motor vehicle for which the credits were
13 allowed. When any such vehicle is reregistered within the same
14 registration year in which its registration has been canceled, the
15 taxes and fees shall be that portion of the registration fee and
16 the motor vehicle tax and fee for the remainder of the registration
17 year.

18 Sec. 25. Section 60-315.01, Revised Statutes Supplement,
19 2000, is amended to read:

20 60-315.01. The owner of a vehicle bearing a personalized
21 message license ~~plates~~ plate may make application to the county
22 treasurer or designated county official as provided in section
23 60-302 to have such ~~plates~~ plate transferred to a motor vehicle
24 other than the vehicle for which such ~~plates~~ were plate was
25 originally purchased if such vehicle is owned by the owner of the
26 ~~plates~~ plate. Application for such transfer shall be accompanied
27 by a fee of three dollars. The fees shall be remitted to the State
28 Treasurer for credit to the Department of Motor Vehicles Cash Fund.

1 Sec. 26. Section 60-320, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 60-320. (1)(a) Each licensed motor vehicle dealer or
4 trailer dealer as defined in section 60-1401.02 doing business in
5 this state, in lieu of the registering of each motor vehicle or
6 trailer which such dealer owns of a type otherwise required to be
7 registered, or any full-time or part-time employee or agent of such
8 dealer may, if the motor vehicle or trailer displays a dealer
9 number ~~plates~~ plate:

10 (i) Operate or move the same upon the streets and
11 highways of this state solely for purposes of transporting,
12 testing, demonstrating, or use in the ordinary course and conduct
13 of his or her business as a motor vehicle or trailer dealer. Such
14 use may include personal or private use by the dealer and personal
15 or private use by any bona fide employee licensed pursuant to
16 Chapter 60, article 14, if the employee can be verified by payroll
17 records maintained at the dealership as ordinarily working more
18 than thirty hours per week or fifteen hundred hours per year at the
19 dealership;

20 (ii) Operate or move the same upon the streets and
21 highways of this state for transporting industrial equipment held
22 by the licensee for purposes of demonstration, sale, rental, or
23 delivery; or

24 (iii) Sell the same.

25 The dealer number plates provided for in subsection (3)
26 of this section shall be displayed in the manner provided in
27 section 60-323.

28 (b) Each licensed manufacturer as defined in section

1 60-1401.02 which actually manufactures or assembles motor vehicles,
2 motorcycles, or trailers within this state, in lieu of the
3 registering of each motor vehicle or trailer which such
4 manufacturer owns of a type otherwise required to be registered, or
5 any employee of such manufacturer may operate or move the same upon
6 the streets and highways of this state solely for purposes of
7 transporting, testing, demonstrating to prospective customers, or
8 use in the ordinary course and conduct of business as a motor
9 vehicle, motorcycle, or trailer manufacturer, upon the condition
10 that any such vehicle display thereon, in the manner prescribed in
11 section 60-323, a dealer number plates plate as provided for in
12 subsection (3) of this section.

13 (c) In no event shall such plates be used on motor
14 vehicles or trailers hauling other than automotive or trailer
15 equipment, complete motor vehicles, semitrailers, or trailers which
16 are inventory of such licensed dealer or manufacturer unless there
17 is issued by the Department of Motor Vehicles a special permit
18 specifying the hauling of other products. This section shall not
19 be construed to allow a dealer to operate a motor vehicle or
20 trailer with a dealer number plates plate for the delivery of parts
21 inventory. A dealer may use such motor vehicle or trailer to pick
22 up parts to be used for the motor vehicle or trailer inventory of
23 the dealer.

24 (2) Motor vehicles or trailers owned by such dealer and
25 bearing such dealer number plates may be driven upon the streets
26 and highways for demonstration purposes by any prospective buyer
27 thereof for a period of forty-eight hours. Motor vehicles or
28 trailers owned and held for sale by such dealer and bearing such

1 dealer number plates may be driven upon the streets and highways
2 for a period of forty-eight hours as service loaner vehicles by
3 customers having their vehicles repaired by the dealer. Upon
4 delivery of such motor vehicle or trailer to such prospective buyer
5 for demonstration purposes or to a service customer, the dealer
6 shall deliver to the prospective buyer or service customer a card
7 or certificate giving the name and address of the dealer, the name
8 and address of the prospective buyer or service customer, and the
9 date and hour of such delivery and the products to be hauled, if
10 any, under a special permit. The special permit and card or
11 certificate shall be in such form as shall be prescribed by the
12 department and shall be carried by such prospective buyer or
13 service customer while driving such motor vehicle or pulling such
14 trailer. The department shall make a charge of ten dollars for
15 each special permit issued under this section. A finance company
16 as defined in section 60-1401.02 which is licensed to do business
17 in this state may, in lieu of registering each motor vehicle or
18 trailer repossessed, upon the payment of a fee of ten dollars, make
19 an application to the department for a repossession certificate and
20 one repossession plate. Additional certificates and repossession
21 plates may be procured for a fee of ten dollars each. Such
22 repossession plates may be used only for moving motor vehicles or
23 trailers on the streets and highways for the purpose of
24 repossession, demonstration, and disposal of such motor vehicles or
25 trailers repossessed. Such repossession plates shall be of the
26 same size and material as the normal motor vehicle license plates
27 and shall be prefixed with a large letter R and be serially
28 numbered from 1 to distinguish them from each other. Such plates

1 shall be displayed ~~only~~ on the rear of a repossessed motor vehicle
2 or trailer. The certificate shall be displayed on demand for any
3 motor vehicle or trailer being operated on a repossession plate. A
4 finance company shall be entitled to a dealer number plate only in
5 the event such company has qualified as a motor vehicle dealer
6 under Chapter 60, article 14.

7 (3)(a) Any licensed dealer or manufacturer described in
8 subsection (1) of this section may, upon payment of a fee of thirty
9 dollars, make an application, on a form approved by the Nebraska
10 Motor Vehicle Industry Licensing Board, to the county treasurer or
11 designated county official as provided in section 60-302 of the
12 county in which his or her place of business is located for a
13 certificate and one dealer number plate for the type of vehicle the
14 dealer has been authorized by the Nebraska Motor Vehicle Industry
15 Licensing Board to sell and demonstrate. One additional dealer
16 number plate may be procured for the type of vehicle the dealer has
17 sold during the last previous period of October 1 through September
18 30 for each twenty vehicles sold at retail during such period or
19 one additional dealer number plate for each thirty vehicles sold at
20 wholesale during such period, but not to exceed a total of five
21 additional dealer number plates in the case of vehicles sold at
22 wholesale, or, in the case of a manufacturer, for each ten vehicles
23 actually manufactured or assembled within the state within the last
24 previous period of October 1 through September 30 for a fee of
25 fifteen dollars each.

26 (b) Any licensed dealer or manufacturer described in
27 subsection (1) of this section may, upon payment of an annual fee
28 of two hundred fifty dollars, make an application, on a form

1 approved by the Nebraska Motor Vehicle Industry Licensing Board, to
2 the county treasurer of the county in which his or her place of
3 business is located for a certificate and one personal-use dealer
4 number plate for the type of vehicle the dealer has been authorized
5 by the Nebraska Motor Vehicle Industry Licensing Board to sell and
6 demonstrate. Additional personal-use dealer number plates may be
7 procured upon payment of an annual fee of two hundred fifty dollars
8 each, subject to the same limitations as provided in subdivision
9 (a) of this subsection as to the number of additional dealer number
10 plates. ~~Beginning January 1, 1998, a~~ A personal-use dealer number
11 plate may be displayed on a passenger car as defined in section
12 60-301 or a truck having a gross weight including any load on the
13 truck of six thousand pounds or less belonging to the dealer, may
14 be used in the same manner as a dealer number plate, and may be
15 used for personal or private use of the dealer, the dealer's
16 immediate family, or any bona fide employee of the dealer licensed
17 pursuant to Chapter 60, article 14. Personal-use dealer number
18 plates shall have the same design and shall be displayed as
19 provided in sections 60-311 and 60-311.01.

20 (c) When an applicant applies for a license, the Nebraska
21 Motor Vehicle Industry Licensing Board may authorize the county
22 treasurer or designated county official to issue additional dealer
23 number plates when the dealer or manufacturer furnishes
24 satisfactory proof for a need of additional dealer number plates
25 because of special condition or hardship. In the case of
26 unauthorized use of dealer number plates by any licensed dealer,
27 the Nebraska Motor Vehicle Industry Licensing Board may hold a
28 hearing and after such hearing may determine that such dealer is

1 not qualified for continued usage of such dealer number plates for
2 a set period not to exceed one year. All additional dealer number
3 plates shall, in addition to all other numbers and letters required
4 by section 60-311.02, bear such mark or number as will distinguish
5 such plates one from another.

6 (d) Subject to all the provisions of law relating to
7 motor vehicles and trailers not inconsistent with this section, any
8 person, firm, or corporation holding a dealer's license issued
9 pursuant to the laws of this state who is regularly engaged within
10 this state in the business of buying and selling motor vehicles and
11 trailers, who regularly maintains within this state an established
12 place of business, and who desires to effect delivery of any motor
13 vehicle or trailer bought or sold by him or her from the point
14 where purchased or sold to points within or outside this state may,
15 solely for the purpose of such delivery by himself or herself, an
16 agent, or a bona fide purchaser, drive such motor vehicle or pull
17 such trailer on the highways of this state without charge or
18 registration of such vehicle or trailer. There shall be displayed
19 on the ~~front and rear windows~~ window or the driver's side rear side
20 ~~windows~~ window of such motor vehicle, except a motorcycle, and
21 displayed on the ~~front and~~ rear of each such trailer a decal on
22 which shall be plainly printed in black letters the words In
23 Transit. One In Transit decal shall be displayed on a motorcycle,
24 which decal may be one-half the size required for other motor
25 vehicles. Such decals shall include a registration number, which
26 registration number shall be different for each decal ~~or pair of~~
27 ~~decals~~ issued, and the form of such decal and the numbering system
28 shall be as prescribed by the Department of Motor Vehicles. Each

1 dealer issuing such decals shall keep a record of the registration
2 number of each decal ~~or pair of decals~~ on the invoice of such sale.
3 Such transit decal shall allow such owner to operate the motor
4 vehicle or pull such trailer for a period of thirty days in order
5 to effect proper registration of the new or used motor vehicle or
6 trailer. When any person, firm, or corporation has had a motor
7 vehicle or trailer previously registered and a license plates plate
8 assigned to such person, firm, or corporation, such owner may
9 operate the motor vehicle or pull such trailer for a period of
10 thirty days in order to effect transfer of ~~plates~~ the plate to the
11 new or used motor vehicle or trailer. Upon demand of proper
12 authorities, there shall be presented by the person in charge of
13 such motor vehicle or trailer, for examination, a duly executed
14 bill of sale therefor, a certificate of title, or other
15 satisfactory evidence of the right of possession by such person of
16 such motor vehicle or trailer.

17 (4) Any transporter doing business in this state may, in
18 lieu of registering each motor vehicle or trailer which such
19 transporter is transporting, upon payment of a fee of ten dollars,
20 make an application to the Department of Motor Vehicles for a
21 transporter's certificate and one transporter number plate.
22 Additional certificates and plates may be procured for a fee of ten
23 dollars each. Such transporter number plates may be the same size
24 as plates issued for motorcycles, shall bear thereon a mark to
25 distinguish them as transporter plates, and shall be serially
26 numbered so as to distinguish them from each other. Such plates
27 may only be displayed upon the front of a driven vehicle of a
28 lawful combination or upon the front of a motor vehicle driven

1 singly or upon the rear of a trailer being pulled. The certificate
2 shall be issued in duplicate. The original thereof shall be kept
3 on file by the transporter, and the duplicate shall be displayed
4 upon demand by the driver of any vehicle or trailer being
5 transported. A transporter plate or certificate may not be
6 displayed upon a work or service vehicle, except that when a
7 properly registered truck or tractor being a work or service
8 vehicle is in the process of towing or drawing a trailer or
9 semitrailer, including a cabin trailer, which itself is being
10 delivered by the transporter, then the registered truck or tractor
11 shall also display a transporter plate upon the front thereof. The
12 applicant for a transporter plate shall keep for three years a
13 record of each vehicle transported by him or her under this
14 section, and such record shall be available to the department for
15 inspection. Each applicant shall file proof of his or her status
16 as a bona fide transporter.

17 (5) Any boat dealer when transporting a boat which is
18 part of the inventory of the boat dealer on a trailer required to
19 be registered may annually, in lieu of registration of the trailer
20 and upon application to the Department of Motor Vehicles and
21 payment of a fee of ten dollars, obtain a certificate and a ~~number~~
22 license plate. The plate may be displayed on any trailer owned by
23 the boat dealer when the trailer is transporting such a boat. The
24 ~~number~~ plate shall be of a type designed by the department and so
25 numbered as to distinguish one plate from another.

26 For purposes of this subsection, boat dealer shall mean a
27 person engaged in the business of buying, selling, or exchanging
28 boats at retail who has a principal place of business for such

1 purposes in this state.

2 (6) It shall be the duty of all law enforcement officers
3 to arrest and prosecute all violators of the provisions of
4 subsection (1), (2), (3), (4), or (5) of this section and see that
5 they are properly prosecuted according to law. Any person, firm,
6 or corporation, including any motor vehicle, trailer, or boat
7 dealer or manufacturer, who fails to comply with such provisions
8 shall be deemed guilty of a Class V misdemeanor and, in addition
9 thereto, shall pay the county treasurer or designated county
10 official any and all motor vehicle taxes and fees imposed in
11 sections 60-3002 and 60-3007, registration fees, or certification
12 fees due had the motor vehicle or trailer been properly registered
13 or certified according to law.

14 When any motor vehicle or trailer dealer's or
15 manufacturer's license has been revoked or otherwise terminated, it
16 shall be the duty of such dealer or manufacturer to immediately
17 surrender to the Department of Motor Vehicles or to the Nebraska
18 Motor Vehicle Industry Licensing Board any dealer number plates
19 issued to him or her for the current year. Failure of such dealer
20 or manufacturer to immediately surrender such dealer number plates
21 to the department upon demand by the department shall be unlawful.

22 (7) Any motor vehicle or trailer owned by a dealer and
23 bearing other than a dealer number ~~plates~~ plate as provided in this
24 section shall be conclusively presumed not to be a part of the
25 dealer's inventory and not for demonstration or sale and therefor
26 not eligible for any exemption from taxes or fees applicable to
27 vehicles with dealer number plates.

28 Sec. 27. Section 60-321, Reissue Revised Statutes of

1 Nebraska, is amended to read:

2 60-321. (1) It shall be unlawful for any owner of a
3 motor vehicle which is being operated with an In Transit ~~decals~~
4 decal pursuant to section 60-320, which is being operated pursuant
5 to section 60-320.01, or which is required to be registered in this
6 state and which is operated on a public highway of this state to
7 allow the operation of the motor vehicle on a public highway of
8 this state without having a current and effective automobile
9 liability policy, evidence of insurance, or proof of financial
10 responsibility. The owner shall be presumed to know of the
11 operation of his or her motor vehicle on a public highway of this
12 state in violation of this section when the motor vehicle is being
13 operated by a person other than the owner. An owner of a motor
14 vehicle who operates the motor vehicle or allows the operation of
15 the motor vehicle in violation of this section shall be guilty of a
16 Class II misdemeanor and shall be advised by the court that his or
17 her motor vehicle operator's license, motor vehicle certificate of
18 registration, and license ~~plates~~ plate will be suspended by the
19 Department of Motor Vehicles until he or she complies with sections
20 60-505.02 and 60-528. Upon conviction the owner shall have his or
21 her motor vehicle operator's license, motor vehicle certificate of
22 registration, and license ~~plates~~ plate suspended by the department
23 until he or she complies with sections 60-505.02 and 60-528. The
24 owner shall also be required to comply with section 60-528 for a
25 continuous period of three years after the violation. This
26 subsection shall not apply to motor vehicles registered in another
27 state.

28 (2) An owner who is unable to produce a current and

1 effective automobile liability policy, evidence of insurance, or
2 proof of financial responsibility upon the request of a law
3 enforcement officer shall be allowed ten days after the date of the
4 request to produce proof to the appropriate prosecutor or county
5 attorney that a current and effective automobile liability policy
6 or proof of financial responsibility was in existence for the motor
7 vehicle at the time of such request. Upon presentation of such
8 proof, the citation shall be dismissed by the prosecutor or county
9 attorney without cost to the owner and no prosecution for the
10 offense cited shall occur.

11 (3) The department shall, for any person convicted for a
12 violation of this section, reinstate such person's operator's
13 license, motor vehicle certificate of registration, and license
14 ~~plates~~ plate and rescind any order requiring such person to comply
15 with section 60-528 without cost to such person upon presentation
16 to the director that, at the time such person was cited for a
17 violation of this section, a current and effective automobile
18 liability policy or proof of financial responsibility was in
19 existence for the motor vehicle at the time the citation was
20 issued.

21 Sec. 28. Section 60-323, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 60-323. Except as otherwise specifically provided, no
24 person shall operate, drive, or park or cause to be operated,
25 driven, or parked a ~~motor~~ vehicle on the public highways unless
26 such vehicle at all times has a license plate displayed ~~one number~~
27 ~~plate on the back thereof and one number plate on the front~~
28 ~~thereof, which plates shall be furnished for it as hereinbefore~~

1 ~~provided on the rear of the vehicle.~~

2 In each registration period in which ~~registration plates~~
3 ~~are a new plate is~~ not furnished, ~~such plates the old plate~~ shall
4 have affixed thereto the renewal ~~tabs~~ tab furnished pursuant to
5 section 60-311. In all cases ~~such number plates the plate~~ shall be
6 securely fastened in an upright position to the ~~motor~~ vehicle so as
7 to prevent such ~~plates~~ plate from swinging and at a minimum
8 distance of twelve inches from the ground to the bottom of the
9 plate. No person shall attach to or display on the rear of such
10 ~~motor~~ vehicle any (1) ~~number~~ plate or certificate other than as
11 assigned to it for the current registration period, (2) fictitious
12 or altered ~~number plates~~ plate or registration certificate, (3)
13 ~~number plates~~ plate or registration certificate that has been
14 canceled by the Department of Motor Vehicles, or (4) ~~number plates~~
15 plate, in any registration period in which ~~plates are a plate is~~
16 not furnished, to which a renewal ~~tabs~~ have tab has not been
17 affixed.

18 Sec. 29. Section 60-324, Reissue Revised Statutes of
19 Nebraska, is amended to read:

20 60-324. All letters, numbers, printing, writing, and
21 other identification marks upon ~~such plates~~ a license plate and
22 certificate shall be kept clear and distinct and free from grease,
23 dust, or other blurring matter, so that they shall be plainly
24 visible at all times during daylight and under artificial light in
25 the nighttime. If a plate or certificate of registration is lost
26 or mutilated or has become illegible, the person to whom such plate
27 and certificate has been furnished shall immediately apply to the
28 county treasurer or designated county official as provided in

1 section 60-302 for a duplicate certificate or for a new license
2 ~~plates~~ plate, accompanying his or her application with a fee of one
3 dollar for a duplicate certificate and a fee of two dollars and
4 fifty cents for a duplicate or replacement license plate.

5 Sec. 30. Section 60-331, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 60-331. The registration fee on commercial trucks,
8 except those trucks registered under section 60-305.09, shall be
9 based upon the gross vehicle weight, not to exceed the maximum
10 authorized by section 60-6,294. Gross vehicle weight shall mean the
11 sum of the empty weights of a truck or truck-tractor and the empty
12 weights of any trailer, semitrailer, or combination thereof with
13 which it is to be operated in combination at any one time, plus the
14 weight of the maximum load to be carried thereon at any one time.
15 The registration fee on commercial truck-tractors shall be based on
16 the gross vehicle weight on such truck-tractors plus the gross
17 vehicle weight of any semitrailer, trailer, or combination thereof
18 connected therewith, except that for the purpose of determining the
19 registration fee, the gross weight of a truck or truck-tractor
20 towing or hauling a disabled or wrecked motor vehicle properly
21 registered for use on the highways shall be only the gross weight
22 of the towing truck or truck-tractor fully equipped and not
23 including the weight of the motor vehicle being towed or hauled.

24 The registration fee on such commercial trucks and
25 truck-tractors shall be at the following rates: For a gross weight
26 of three tons or less, eighteen dollars; for a gross weight
27 exceeding three tons and not exceeding four tons, twenty-five
28 dollars; for a gross weight exceeding four tons and not exceeding

1 five tons, thirty-five dollars; for a gross weight exceeding five
2 tons and not exceeding six tons, sixty dollars; for a gross weight
3 exceeding six tons but not exceeding seven tons, eighty-five
4 dollars; for a gross weight in excess of seven tons, the fee shall
5 be that for a truck having a gross weight of seven tons and, in
6 addition thereto, twenty-five dollars for each ton of gross weight
7 over seven tons, except that:

8 (1) For fractional tons in excess of the twenty percent
9 or the tolerance of one thousand pounds, as provided in section
10 60-6,300, the fee shall be computed on the basis of the next higher
11 bracket;

12 (2) The fees provided by this section shall be reduced
13 ten percent for vehicles used exclusively for the transportation of
14 livestock, poultry, unprocessed milk, grain, sugar beets, potatoes,
15 and hay; and

16 (3) Fees for trucks with a gross weight in excess of
17 thirty-six tons shall be increased by twenty percent for all such
18 trucks operated on any road or highway not a part of the National
19 System of Interstate and Defense Highways.

20 Such fee may be paid one-half at the time of registration
21 and one-half on the first day of the seventh month of the
22 registration period when the license fee exceeds two hundred ten
23 dollars. When the second half is paid, the county treasurer or
24 designated county official as provided in section 60-302 shall
25 furnish a certificate and ~~plates~~ a plate furnished by the
26 Department of Motor Vehicles which shall be displayed on such truck
27 or truck-tractor in the manner provided by law. In addition to the
28 registration fee, the department shall collect a sufficient fee to

1 cover the cost of issuing the certificate and ~~plates~~ plate.

2 If such second half is not paid within thirty days
3 following the first day of the seventh month, the registration of
4 such truck or truck-tractor shall be canceled and the registration
5 certificate and ~~number plates~~ plate shall be returned to the county
6 treasurer or designated county official. Any person who fails to
7 return such registration certificate and ~~number~~ plate when required
8 to do so shall be guilty of a misdemeanor and shall, upon
9 conviction thereof, be punished as provided in section 60-331.02.

10 Sec. 31. Section 60-331.03, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 60-331.03. For the registration of trucks or
13 combinations of trucks, truck-tractors or trailers or semitrailers
14 which are not for hire and engaged in soil and water conservation
15 work and used for the purpose of transporting pipe and equipment
16 exclusively used by such contractors for soil and water
17 conservation construction, the registration fee shall be one-half
18 of the rate for similar commercial vehicles registered under
19 section 60-331, except ~~+~~ ~~PROVIDED~~, that no vehicle registered under
20 this section shall be registered for a fee of less than eighteen
21 dollars. Such a vehicle ~~+~~ ~~AND PROVIDED FURTHER~~, ~~that such vehicles~~
22 shall carry on their license plate in addition to the registration
23 number the letter A.

24 Sec. 32. Section 60-334, Reissue Revised Statutes of
25 Nebraska, is amended to read:

26 60-334. For registration purposes, a tractor and
27 semitrailer unit and a commercial trailer shall be considered as
28 separate units. The registration fee of the tractor shall be the

1 fee provided for trucks and truck-tractors. Each semitrailer and
2 each commercial trailer shall be registered upon the payment of a
3 fee of one dollar. The Department of Motor Vehicles shall provide
4 an appropriate license plate or, when appropriate, renewal tab to
5 identify such semitrailers. If any truck or truck-tractor,
6 operated under the classification designated as local, farm, or A
7 or with ~~plates~~ a plate issued under section 60-311.14 is operated
8 outside of the limits of its respective classification, it shall
9 thereupon come under the classification of commercial trucks.

10 Sec. 33. Section 60-335, Revised Statutes Supplement,
11 2000, is amended to read:

12 60-335. No registration fee shall be charged for any
13 motor vehicle owned or leased and used by any city or village of
14 this state, any rural fire protection district, the Civil Air
15 Patrol, any public school district, any county, the state, the
16 United States Government, any entity formed pursuant to the
17 Interlocal Cooperation Act, the Integrated Solid Waste Management
18 Act, or the Joint Public Agency Act, or any municipal public body
19 or authority used in operating a public passenger transportation
20 system. Any motor vehicle owned or leased and used by this state
21 or any political subdivision as set forth in this section and
22 exempt from a distinct marking as provided in section 81-1021 may
23 carry ~~number plates~~ a license plate the same design and size as
24 provided in subsection (3) of section 60-311 or an undercover
25 license ~~plates~~ plate issued under section 60-304.

26 Sec. 34. Section 60-345, Reissue Revised Statutes of
27 Nebraska, is amended to read:

28 60-345. For the registration of well-boring apparatus

1 and well-servicing equipment, the registration fee shall be
2 one-twelfth of the regular commercial registration fee as
3 determined by gross weight as defined in section 60-331. Such fee
4 shall be collected and distributed in the same manner as other
5 motor vehicle fees.

6 For purposes of this section, (1) well-boring apparatus
7 shall mean trucks, truck-tractors, or combinations of trucks or
8 truck-tractors and trailers or semitrailers which are not for hire
9 and are used exclusively to travel to and from the well site
10 including (a) the well rig truck, (b) the boom truck, (c) the water
11 tank truck, and (d) such other vehicles as are used exclusively for
12 transporting well-boring apparatus to and from the well site
13 including the drill stem, casing, drilling mud, pumps and related
14 equipment, and well-site excavating machinery or equipment and (2)
15 well-servicing equipment shall mean equipment used for the (a) care
16 and replacement of down-hole production equipment and (b)
17 restimulation of a well.

18 Well-boring apparatus and well-servicing equipment shall
19 carry on ~~their~~ the license ~~plates~~ plate, in addition to the
20 registration number, the designation of special equipment.
21 ~~Applications~~ Application for such a license ~~plates~~ plate shall be
22 made to the county treasurer or designated county official as
23 provided in section 60-302.

24 Sec. 35. Section 60-683, Reissue Revised Statutes of
25 Nebraska, is amended to read:

26 60-683. All peace officers are hereby specifically
27 directed and authorized and it shall be deemed and considered a
28 part of the official duties of each of such officers to enforce the

1 provisions of the Nebraska Rules of the Road, including the
2 specific enforcement of maximum speed limits, and any other law
3 regulating the operation of vehicles or the use of the highways.
4 To perform the official duties imposed by this section, the
5 Superintendent of Law Enforcement and Public Safety and all
6 officers of the Nebraska State Patrol shall have the powers stated
7 in section 81-2005. All other peace officers shall have the power:

8 (1) To make arrests upon view and without warrant for any
9 violation committed in their presence of any of the provisions of
10 the Motor Vehicle Operator's License Act or of any other law
11 regulating the operation of vehicles or the use of the highways, if
12 and when designated or called upon to do so as provided by law;

13 (2) To make arrests upon view and without warrant for any
14 violation committed in their presence of any provision of the laws
15 of this state relating to misdemeanors or felonies, if and when
16 designated or called upon to do so as provided by law;

17 (3) At all times to direct all traffic in conformity with
18 law or, in the event of a fire or other emergency or in order to
19 expedite traffic or insure safety, to direct traffic as conditions
20 may require;

21 (4) When in uniform, to require the driver of a vehicle
22 to stop and exhibit his or her operator's license and registration
23 card issued for the vehicle and submit to an inspection of such
24 vehicle and the registration ~~plates~~ plate and registration card on
25 the vehicle and to require the driver of a motor vehicle to present
26 the vehicle within five days for correction of any defects revealed
27 by such motor vehicle inspection as may lead the inspecting officer
28 to reasonably believe that such motor vehicle is being operated in

1 violation of the statutes of Nebraska or the rules and regulations
2 of the Director of Motor Vehicles;

3 (5) To inspect any vehicle of a type required to be
4 registered according to law in any public garage or repair shop or
5 in any place where such a vehicle is held for sale or wrecking;

6 (6) To serve warrants relating to the enforcement of the
7 laws regulating the operation of vehicles or the use of the
8 highways; and

9 (7) To investigate traffic accidents for the purpose of
10 carrying on a study of traffic accidents and enforcing motor
11 vehicle and highway safety laws.

12 Sec. 36. Section 60-1306, Reissue Revised Statutes of
13 Nebraska, is amended to read:

14 60-1306. The carrier enforcement officers shall have the
15 power (1) of peace officers solely for the purpose of enforcing the
16 laws relating to the trip permits provided for in section 66-492
17 and the International Fuel Tax Agreement Act and the laws relating
18 to the size, weight, load, and registration of buses, motor trucks,
19 truck-tractors, semitrailers, trailers, and towed vehicles, (2)
20 when in uniform, to require the driver thereof to stop and exhibit
21 his or her operator's license and registration issued for the
22 vehicle and submit to an inspection of such vehicle, ~~the plates~~
23 such vehicle's plate or plates, the registration thereon, and
24 licenses and permits required under the motor fuel laws, (3) to
25 make arrests upon view and without warrant for any violation
26 committed in their presence of the provisions of the Motor Vehicle
27 Operator's License Act or of any other law regulating the operation
28 of vehicles or the use of the highways while in the performance of

1 their duties referred to in subdivisions (1) and (2) of this
2 section and of sections 60-305.12, 60-1308, 60-1309, and 75-363 to
3 75-368, (4) to make arrests upon view and without warrant for any
4 violation committed in their presence which is a misdemeanor or
5 felony under the laws of this state while in the performance of
6 their duties referred to in subdivisions (1) and (2) of this
7 section and of sections 60-305.12, 60-1308, 60-1309, and 75-363 to
8 75-368, and (5) to make arrests on warrant for any violation which
9 is a misdemeanor or felony under the laws of this state while in
10 the performance of their duties referred to in subdivisions (1) and
11 (2) of this section and of sections 60-305.12, 60-1308, 60-1309,
12 and 75-363 to 75-368.

13 Any funds used to arm carrier enforcement officers shall
14 be paid solely from the Carrier Enforcement Cash Fund. The amount
15 of funds shall be determined by the Superintendent of Law
16 Enforcement and Public Safety.

17 Sec. 37. Section 60-1901, Revised Statutes Supplement,
18 2000, is amended to read:

19 60-1901. (1) A motor vehicle is an abandoned vehicle:

20 (a) If left unattended, with no license ~~plates~~ plate or
21 valid In Transit ~~decals~~ decal issued pursuant to section 60-320
22 affixed thereto, for more than six hours on any public property;

23 (b) If left unattended for more than twenty-four hours on
24 any public property, except a portion thereof on which parking is
25 legally permitted;

26 (c) If left unattended for more than forty-eight hours,
27 after the parking of such vehicle has become illegal, if left on a
28 portion of any public property on which parking is legally

1 permitted;

2 (d) If left unattended for more than seven days on
3 private property if left initially without permission of the owner,
4 or after permission of the owner is terminated; or

5 (e) If left for more than thirty days in the custody of a
6 law enforcement agency after the agency has sent a letter to the
7 last-registered owner under section 60-1903.01.

8 (2) For purposes of this section:

9 (a) Public property means any public right-of-way,
10 street, highway, alley, or park or other state, county, or
11 municipally owned property; and

12 (b) Private property means any privately owned property
13 which is not included within the definition of public property.

14 (3) No motor vehicle subject to forfeiture under section
15 28-431 shall be an abandoned vehicle under this section.

16 Sec. 38. Section 60-1902, Revised Statutes Supplement,
17 2000, is amended to read:

18 60-1902. If an abandoned vehicle, at the time of
19 abandonment, has no license ~~plates~~ plate of the current year or
20 valid In Transit ~~decals~~ decal issued pursuant to section 60-320
21 affixed and is of a wholesale value, taking into consideration the
22 condition of the vehicle, of two hundred fifty dollars or less,
23 title shall immediately vest in the local authority or state agency
24 having jurisdiction thereof as provided in section 60-1904. Any
25 certificate of title issued under this section to the local
26 authority or state agency shall be issued at no cost to such
27 authority or agency.

28 Sec. 39. Section 60-1903, Revised Statutes Supplement,

1 2000, is amended to read:

2 60-1903. (1) Except for vehicles governed by section
3 60-1902, the local authority or state agency having custody of an
4 abandoned vehicle shall make an inquiry concerning the
5 last-registered owner of such vehicle as follows:

6 (a) Abandoned vehicle with a license plate or plates
7 affixed, to the jurisdiction which issued such a license plate or
8 plates; or

9 (b) Abandoned vehicle with no license ~~plates~~ plate
10 affixed, to the Department of Motor Vehicles.

11 (2) The local authority or state agency shall notify the
12 last-registered owner, if any, that the vehicle in question has
13 been determined to be an abandoned vehicle and that, if unclaimed,
14 either (a) it will be sold or will be offered at public auction
15 after five days from the date such notice was mailed or (b) title
16 will vest in the local authority or state agency thirty days after
17 the date such notice was mailed. If the agency described in
18 subdivision (1)(a) or (b) of this section also notifies the local
19 authority or state agency that a lien or mortgage exists, such
20 notice shall also be sent to the lienholder or mortgagee. Any
21 person claiming such vehicle shall be required to pay the cost of
22 removal and storage of such vehicle.

23 (3) Title to an abandoned vehicle, if unclaimed, shall
24 vest in the local authority or state agency (a) five days after the
25 date the notice is mailed if the vehicle will be sold or offered at
26 public auction under subdivision (2)(a) of this section, (b) thirty
27 days after the date the notice is mailed if the local authority or
28 state agency will retain the vehicle, or (c) if the last-registered

1 owner cannot be ascertained, when notice of such fact is received.

2 (4) After title to the abandoned vehicle vests pursuant
3 to subsection (3) of this section, the local authority or state
4 agency may retain for use, sell, or auction the abandoned vehicle.
5 If the local authority or state agency has determined that the
6 vehicle should be retained for use, the local authority or state
7 agency shall, at the same time that the notice, if any, is mailed,
8 publish in a newspaper of general circulation in the jurisdiction
9 an announcement that the local authority or state agency intends to
10 retain the abandoned vehicle for its use and that title will vest
11 in the local authority or state agency thirty days after the
12 publication.

13 Sec. 40. Section 60-1908, Revised Statutes Supplement,
14 2000, is amended to read:

15 60-1908. No person other than one authorized by the
16 appropriate local authority or state agency shall destroy, deface,
17 or remove any part of a vehicle which is left unattended on a
18 highway or other public place without a license plates plate
19 affixed or which is abandoned. Anyone violating this section shall
20 be guilty of a Class V misdemeanor.

21 Sec. 41. Section 81-2005, Reissue Revised Statutes of
22 Nebraska, is amended to read:

23 81-2005. The Superintendent of Law Enforcement and
24 Public Safety and all officers of the Nebraska State Patrol, except
25 all carrier enforcement officers assigned to the carrier
26 enforcement division, shall have the power:

27 (1) Of peace officers for the purpose of enforcing the
28 provisions of the Motor Vehicle Operator's License Act and any

1 other law regulating the registration or operation of vehicles or
2 the use of the highways;

3 (2) To make arrests upon view and without warrant for any
4 violation committed in their presence of any of the provisions of
5 the act or of any other law regulating the operation of vehicles or
6 the use of the highways, if and when designated or called upon to
7 do so as provided by law;

8 (3) To make arrests upon view and without warrant for any
9 violation committed in their presence of any provision of the laws
10 of the state relating to misdemeanors or felonies, if and when
11 designated or called upon to do so as provided by law;

12 (4) At all times to direct all traffic in conformity with
13 law or, in the event of a fire or other emergency or in order to
14 expedite traffic or insure safety, to direct traffic as conditions
15 may require notwithstanding the provisions of law;

16 (5) When in uniform, to require the driver of a vehicle
17 to stop and exhibit his or her operator's license and registration
18 card issued for the vehicle and submit to an inspection of such
19 vehicle and the registration ~~plates~~ plate and registration card
20 thereon and to require the drivers of motor vehicles to present
21 such vehicles within five days for correction of any defects
22 revealed by such motor vehicle inspection as may lead the
23 inspecting officer to reasonably believe that such motor vehicle is
24 being operated in violation of the statutes of Nebraska or the
25 rules and regulations of the Director of Motor Vehicles;

26 (6) To inspect any vehicle of a type required to be
27 registered according to law in any public garage or repair shop or
28 in any place where such vehicles are held for sale or wrecking;

1 (7) To serve warrants relating to the enforcement of the
2 laws regulating the operation of vehicles or the use of the
3 highways; and

4 (8) To investigate traffic accidents for the purpose of
5 carrying on a study of traffic accidents and enforcing motor
6 vehicle and highway safety laws.

7 Sec. 42. This act becomes operative on January 1, 2003.

8 Sec. 43. Original sections 60-108, 60-117, 60-305.04,
9 60-310, 60-311.03, 60-311.04, 60-311.05, 60-311.08, 60-311.09,
10 60-311.12, 60-311.13, 60-311.16, 60-311.21, 60-311.25, 60-315,
11 60-320, 60-321, 60-323, 60-324, 60-331, 60-331.03, 60-334, 60-345,
12 60-683, 60-1306, and 81-2005, Reissue Revised Statutes of Nebraska,
13 and sections 18-1736, 18-1737, 60-301, 60-304, 60-305.16, 60-311,
14 60-311.02, 60-311.14, 60-311.23, 60-315.01, 60-335, 60-1901,
15 60-1902, 60-1903, and 60-1908, Revised Statutes Supplement, 2000,
16 are repealed.